

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON DC 20231, ON THE DATE INDICATED BELOW

BY:

Victor A. Jones

DATE:

8/12/02

AF/1600
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10/notice
appeal
8/12/02

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**PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Patent Application of : Group Art Unit: 1615
Stanley Stewart DAVIS *et al.* :
Conf. No.: 6578 :
Appln. No.: 09/841,228 : Examiner: Sharon Howard
Filed: April 24, 2001 :
For: NASAL DRUG DELIVERY : Attorney Docket
COMPOSITION : No. 10774-57US
(WESR/P21724US)

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**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision dated April 10, 2002, Paper No. 8, of the Primary Examiner finally rejecting claims 1-11. This Notice of Appeal is timely filed on August 12, 2002, in view of the Petition for a one-month extension of time, enclosed herewith, which extends the time for reply up to and including August 12, 2002 (as August 10 and 11, 2002, were a Saturday and Sunday).

The item(s) checked below are appropriate:

- ☐ A Petition for Extension of Time with extension fee for ___ month(s) to ___ to respond to the final rejection was filed on ____.
- ☒ A Petition for Extension of Time for one-month to file the Notice of Appeal and our check in the amount of \$ 110.00 for the extension fee are enclosed.

☒ Our firm's check in the amount checked below is enclosed.

☐ \$160.00-- a Small Entity Declaration has been filed previously in this case.

☒ \$320.00 -- no Small Entity Declaration is appropriate.

☐ Not required (fee paid in prior appeal).

☐ An oral hearing before the Board of Appeals is respectfully requested.

☐ Our firm's check in the amount indicated below is enclosed for this request for an oral hearing.

☐ \$140.00 - a Small Entity Declaration has been filed previously in this case.

☐ \$280.00 - no Small Entity Declaration is appropriate.

☒ Any additional required fees or any overpayments may be charged or credited to Deposit Account No. 50-1017 (one additional copy of this Notice is enclosed for accounting purposes).

12 August 2002
(Date)

By: _____

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Enclosures